



Signed and Filed: August 25, 2021

*Dennis Montali*

DENNIS MONTALI  
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA

In re: ) Bankruptcy Case  
PG&E CORPORATION, ) No. 19-30088-DM  
- and - ) Chapter 11  
PACIFIC GAS AND ELECTRIC COMPANY, ) Jointly Administered  
Reorganized Debtors. )  
☐ Affects PG&E Corporation )  
☐ Affects Pacific Gas and )  
Electric Company )  
☒ Affects both Debtors )  
\* All papers shall be filed in )  
the Lead Case, No. 19-30088 (DM). )

**ORDER CLARIFYING ORDER REGARDING MOTION FOR  
RECONSIDERATION BY RICKY D. HORTON**

Claimant Rickey D. Horton, whose claim is the subject of this court's *Order Regarding Motion for Reconsideration by Ricky D. Horton* (the "Reconsideration Order") (Dkt # 11135), sent an email to the courtroom deputy on August 24, 2021, expressing concern and raising questions about the Reconsideration Order. Mr. Horton's email has been docketed as a "letter to the court"

1 (Dkt # 11150). Mr. Horton should not be communicating with the  
2 court on an informal, ex parte basis, but the court will accept  
3 his comments as well-intended. He should not communicate with  
4 the court or staff in the future except regarding scheduling  
5 matters.

6 The format and appearance of the Reconsideration Order is  
7 entirely consistent with the practice of this court since  
8 electronic filing has been in place. There is no "wet"  
9 signature of the presiding judge; the signature is applied  
10 electronically only after the judge approves and authorizes the  
11 filing. There was no fraud on the court or other impropriety  
12 with the order.

13 The nature of the claim Mr. Horton filed was referred to in  
14 the *Reorganized Debtors' Ninety-Third Omnibus Objection to*  
15 *Claims (No Legal Liability Claims)* (Dkt # 10808), as "personal  
16 injury"; the term "wrongful death" used in the Reconsideration  
17 Order was descriptive of the California law cited and was not  
18 evidence. The difference is immaterial here.

19 Mr. Horton is correct that he filed his *Motion to Review*  
20 *and Correct a Possible Mistake to Case Identity, Motion to be*  
21 *Heard, and Motion to Reconsider* (Dkt # 11031) on August 4, 2021,  
22 not July 31, 2021. When he filed his *Proposed Documents Filed*  
23 *Under Seal* on August 18, 2021 (Dkt # 11074), the court presumed  
24 that he wanted what he submitted to be considered together with  
25 his August 4, 2021, submission. Apparently, he intended to  
26 substitute the later filing in lieu of the earlier one. To give  
27 him the benefit of doubt, the court will consider both  
28

1 submissions in their entirety and directs the Reorganized  
2 Debtors to do the same.

3       Mr. Horton chose to set a hearing for October 8, 2021. He  
4 did not clear that date with the courtroom deputy and it is not  
5 an available date in any event. The court cancelled that  
6 hearing intentionally to keep open various options once  
7 Reorganized Debtors respond. It intentionally ordered  
8 Reorganized Debtors to file their response by September 10,  
9 2021, and intentionally ordered that following the court's  
10 consideration of that response, it will issue an appropriate  
11 order. There is no absolute right to an actual hearing on a  
12 motion such as this.

13                               **\*\*END OF ORDER\*\***  
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COURT SERVICE LIST

Ricky-Dean Horton  
751 Rosemary Court  
Fairfield, CA 94533